



ZACHARY W. CARTER
Corporation Counsel

THE CITY OF NEW YORK
LAW DEPARTMENT
100 CHURCH STREET
NEW YORK, N.Y. 10007

PAUL H. JOHNSON
phone: (212) 356-2656
fax: (212) 356-3509
pajohnso@law.nyc.gov

September 11, 2017

VIA ECF

Honorable Cheryl L. Pollak
United States Magistrate Judge
United States District Court
for the Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: Martinez v. City of New York, et al.
16-CV-0079 (AMD) (CLP)

Your Honor:

I am the Assistant Corporation Counsel in the Special Federal Litigation Division of the New York City Law Department assigned to represent defendants in the above-referenced matter. Defendants write to request an extension of the discovery deadline to conduct the deposition of retired Sgt. Joseph DiGennaro from September 11, 2017 to Sept. 19, 2017. The parties have agreed to hold the deposition of Sgt. DiGennaro on September 19, 2017.

Defendants wrote the Court on August 14, 2017 stating they needed an extension of time to conduct the depositions of Police Officer James Seddio and retired Sergeant Joseph DiGennaro. Plaintiff conducted the deposition of Officer Seddio on September 8, 2017 but Sgt. DiGennaro is not available to be deposed until September 19, 2017.

Therefore for the above mentioned reasons, defendants request the Court extend the discovery deadline for the purposes of taking Sgt. DiGennaro's deposition from September 11, 2017 to and including September 19, 2017.

Thank you for your consideration of this matter.

So Ordered

C/s/ Cheryl Pollak

J. N. M. 9/12/17

cc: Barea N. Fett, Esq. (via ECF)

Respectfully submitted,

Paul H. Johnson
Assistant Corporation Counsel
Special Federal Litigation Division